

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 2:12-CR-253-HDM-(RJJ)
11 FERMIN MESA,)
Defendant.)

FINAL ORDER OF FORFEITURE

On December 19, 2012, the United States District Court for the District of Nevada entered a Preliminary Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2); Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c) based upon the plea of guilty by defendant FERMIN MESA to the criminal offense, forfeiting specific property alleged in the Criminal Indictment and agreed to in the Plea Agreement and shown by the United States to have the requisite nexus to the offense to which defendant FERMIN MESA pled guilty. Criminal Indictment, ECF No. 1; Plea Agreement, ECF No. 27; Change of Plea Minutes, ECF No. 29; Preliminary Order of Forfeiture, ECF No. 31.

22 This Court finds the United States of America published the notice of the forfeiture in
23 accordance with the law via the official government internet forfeiture site, www.forfeiture.gov,
24 consecutively from December 23, 2012, through January 21, 2013, notifying all potential third parties
25 of their right to petition the Court. Notice of Filing Proof of Publication, ECF No. 35.

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This Court finds no petition was filed herein by or on behalf of any person or entity and the time for filing such petitions and claims has expired.

This Court finds no petitions are pending with regard to the assets named herein and the time for presenting such petitions has expired.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all right, title, and interest in the property hereinafter described is condemned, forfeited, and vested in the United States of America pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P. 32.2(c)(2); Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c); and Title 21, United States Code, Section 853(n)(7) and shall be disposed of according to law:

1. a Llama/Stoeger .380 caliber, semi automatic pistol, bearing serial number 594271;
 2. A Liberty Arms Corp. .25 caliber semi-automatic pistol, bearing serial number 113118;
 3. a Mossberg 930 12 gauge semi-automatic shotgun, bearing serial number AF035278; and
 4. any and all ammunition (“property”).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all forfeited funds, including but not limited to, currency, currency equivalents, certificates of deposit, as well as any income derived as a result of the United States of America's management of any property forfeited herein, and the proceeds from the sale of any forfeited property shall be disposed of according to law.

The Clerk is hereby directed to send copies of this Order to all counsel of record and three certified copies to the United States Attorney's Office.

DATED this 19th day of March, 2013.

Howard D McRillen

UNITED STATES DISTRICT JUDGE